



DERBY CITY COUNCIL

**COUNCIL**  
**13 JULY 2011**

**DOCUMENT 11**

Report of the Director of Legal and Democratic  
Services as Monitoring Officer

## **PUBLIC QUESTIONS**

### **SUMMARY**

1. This report asks the Council to consider amending Council Procedure Rule CP17 as agreed at the last meeting of the Council.

### **RECOMMENDATION**

2. To amend Council Procedure Rule CP17 to read as follows:

#### **Asking the question at the meeting**

CP17 The Mayor will invite the questioner to put the question to the member named in the notice. If a questioner who has submitted a written question is unable to be present, he/she may either require the Mayor to put the question on his/her behalf or nominate another person to do so. If the questioner is absent and has not required the Mayor or a nominated person to put the question on his/her behalf, the Mayor may indicate that a written reply will be given or decide that the question will not be dealt with.

### **REASONS FOR RECOMMENDATION**

3. To comply with the Council resolution passed on 25 May 2011.

### **SUPPORTING INFORMATION**

- 4.1 At its meeting on 25 May 2011, Council considered a report on proposed amendments to the Constitution and resolved:

“To approve the amendments to the Constitution set out in Appendix 2, other than those executive functions which are the statutory responsibility of the Leader, and to instruct the Monitoring Officer to bring a report to the next meeting of the Council on a proposed amendment to Council Procedure Rule CP17 to allow a public questioner to nominate another person to ask a written question on their behalf if they are unable to be present at the Council meeting or require the mayor to read it out.”

4.2 The current wording of Rule CP17 is as follows:

**Asking the question at the meeting**

CP17 The Mayor will invite the questioner to put the question to the member named in the notice. If a questioner who has submitted a written question is unable to be present, he/she may ask the Mayor to put the question on his/her behalf. In the absence of the questioner, the Mayor may ask the question on the questioner's behalf, indicate that a written reply will be given or decide that the question will not be dealt with.

A proposed amendment to the Rule is given in the recommendation.

<b>OTHER OPTIONS CONSIDERED</b>
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5.1 None.

**This report has been approved by the following officers:**

<b>Legal officer</b>	Stuart Leslie
<b>Financial officer</b>	N/A
<b>Human Resources officer</b>	N/A
<b>Service Director(s)</b>	N/A
<b>Other(s)</b>	

<b>For more information contact:</b>	Philip O'Brien. Telephone 643644 e-mail <a href="mailto:phil.o'brien@derby.gov.uk">phil.o'brien@derby.gov.uk</a>
<b>Background papers:</b>	None.
<b>List of appendices:</b>	Appendix 1 – Implications

<b>IMPLICATIONS</b>
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**Financial**

- 1.1 None directly arising from this report.

**Legal**

- 2.1 Any amendment to the Constitution requires a report of the Monitoring Officer.

**Personnel**

- 3.1 None directly arising from this report.

**Equalities Impact**

- 4.1 None directly arising from this report.

**Health and Safety**

- 5.1 None directly arising from this report.

**Carbon commitment**

- 6.1 None directly arising from this report.

**Value for money**

- 7.1 None directly arising from this report.

**Corporate objectives and priorities for change**

- 8.1 None directly arising from this report.